



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**BROWN et al**

Serial No. 09/117,218

Filed: January 11, 1999

For: TREATMENT OF NON-NEURONAL CANCER  
USING HSV MUTANT      **Attention: PCT Legal Office**

Atty. Ref.: 620-70

Group:

Examiner:



\* \* \* \* \*

December 20, 1999

Assistant Commissioner for Patents  
**BOX PCT**  
Washington, DC 20231

**AMENDMENT AND RENEWED PETITION**  
**UNDER 37 C.F.R. 1.48**

Sir:

Entry and consideration of the following amendments and remarks are requested along with consideration of the attached Renewed Petition. The period for requesting reconsideration of the Decision of September 21, 1999, having been extended up to and including December 21, 1999, by submission of the attached one month petition and extension petition fee.

**IN THE INVENTORSHIP:**

Amend the Patent Office records, where appropriate, to add John Kucharczuk, as an additional inventor.

**REMARKS**

Attached is a Renewed Petition Under 37 C.F.R. 1.48, as required by the Decision on Petition dated September 21, 1999, to add John Kucharczuk as an inventor of the above-identified application.

No further Petition fee is believed to be required See, page 3 of the Decision on Petition.

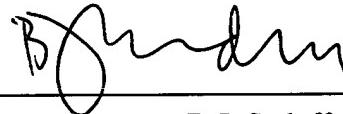
As the present application has not been assigned by any of the originally named inventors, written consent, as described as item (4) of the Decision on Petition, is not required.

Entry of the above amendment and grant of the attached Renewed Petition are requested.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:



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Washington, DC 20231

RENEWED PETITION UNDER 37 C.F.R. 1.48

Sir:

I believe that I, John Kucharczuk, am an inventor of the claimed subject matter in the above-identified application. The error in failing to name me as an inventor in the above-identified application arose without any deceptive intent on my part.

I hereby petition to amend the above-identified application to include me as an inventor. An amendment to change the inventorship is attached.

Signed this 16<sup>th</sup> day of Nov + 1999

  
John Kucharczuk